# BEST AVAILABLE COPY

PACE A15 \* RCVD AT 11/2/12006 9:36:54 AM [Eastern Standard Time] \* SVR:USPTO-EFXRF-2/20 \* DNIS:2738300 \* CSID:312 853 8801 \* DURATION (mm-ss):02-36



MEYERTONS
HOOD
KIVLIN
KOWERT
& GOETZEL

700 LAVACA, SUITE 800 AUSTIN, TEXAS 78701 TELEPHONE (512) 853-8800 FACSIMILE (512) 853-8801

RECEIVED CENTRAL FAX CENTER NOV 2 1 2006

A PROFESSIONAL CORPORATION

PATENTS, TRADEMARKS, COPYRIGHTS & UNFAIR COMPETITION

**FAX** 

To: Examiner Diane D Mizrahi	From: B. Noël Kivlin
U.S. Patent Office	Pages: 5
Fax: 571-273-8300	Date: November 21, 2006
Re: 5760-23401	Phone: (512) 853-8840

#### • Comments:

Pursuant to your request, attached is a copy of an Amendment Under 37 CFR 1.312 with regard to U.S. patent application sn 10/625,219.

If you have any questions or comments, please do not hesitate to contact me.

THIS FACSIMIJ.E TRANSMITTAL AND THE DOCUMENTS ACCOMPANYING THIS FACSIMILE TRANSMITTAL CONTAIN CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT YOU ARE NOTIFIED THAT THIS COMMUNICATION MAY BE SUBJECT TO THE ATTORNEY-CLIENT OR WORK-PRODUCT PRIVILEGE AND THAT THE DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OF THE STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION OF THE DOCUMENTS. PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (COLLECT) TO ARRANGE FOR RETURN OF THE DOCUMENTS. RECEIPT BY ANYONE OTHER THAN THE INTENDED RECIPIENT IS NOT A WAIVER OF ANY ATTORNEY-CLIENT OR WORK-PRODUCT PRIVILEGE.

RECEIVED **CENTRAL FAX CENTER** NOV 2 1 2006

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):

Hipp, et al.

Assignee:

VĒRĪTAS

Serial No.:

10/625,219

Filing Date:

July 22, 2003

Title:

METHOD AND SYSTEM FOR AN OVERLAY FILESYSTEM

Atty. Docket No.: 5760-23401 /VRTS-0800

The date stamp of the mail room of the U.S. Patent and Trademark Office hereon will acknowledge receipt of the attached: 1) Amendment Under 37 Cfr 1.312; and 2) return

postcard.

BNK:ka

Via First Class Mail

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

§ §

99999999

Application No.:

10/625,219

Filed:

July 22, 2003

Inventor(s):

Hipp, et al.

Title:

Method and System for an

Overlay Filesystem

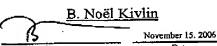
Examiner:

Mizrahi, Diane D.

Group/Art Unit: 2165

Atty, Dkt. No: 5760-23401

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class small in an envelope addressed to Commissioner for Patents, Alexandria, VA 22313-1450, on the date indicated



#### AMENDMENT UNDER 37 CFR 1.312

BOX ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RECEIVED **CENTRAL FAX CENTER** NOV 2 1 2006

Dear Sir:

This paper is submitted as an Amendment under 37 CFR 1.312.

Please amend the case as listed below.